

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CIVIL ACTION NO.: 5:05CV253-V

R.J. Reynolds Tobacco Company, )  
Plaintiff, )  
                                  )  
                                  )  
                                 vs. )  
                                  )  
                                  )  
Market Basket Food Stores, Inc., )  
et al., )  
                                 Defendants. )  
                                  )  
                                  )

**O R D E R**

**THIS MATTER** is before the Court on a “Joint Motion To Dismiss With Prejudice Defendants Jason Carpenter and R.J. Marketing,” filed February 2, 2007. (Document #207) Upon review of the parties’ joint motion, the Court will grant the requested relief and dismiss these Defendants from the action.

**IT IS HEREBY ORDERED** that the claims asserted by Plaintiff RJR against Defendants Jason Carpenter and R.J. Marketing are **DISMISSED with prejudice**. The dismissal of Defendants Carpenter and R. J. Marketing shall not constitute a dismissal of Plaintiff’s claims against any of the other remaining Defendants.

Signed: February 8, 2007



Richard L. Voorhees  
United States District Judge

